

1 Roberto Anguizola
Illinois Bar # 6270874 (Admitted pursuant to LR IA 11-3)
2 Tel. (202) 326-3284
Email: ranguizola@ftc.gov

Miry Kim
Washington Bar # 31456 (Admitted pursuant to LR IA 11-3)
Tel. (202) 326-3622
Email: mkim@ftc.gov

6 Gregory J. Evans
6 DC Bar # 1033184 (Admitted pursuant to LR IA 11-3)
7 Tel. (202) 326-3425
7 Email: gevans2@ftc.gov

8 Federal Trade Commission
600 Pennsylvania Avenue, NW
9 Mail Drop CC-8528
Washington, DC 20580

10 Attorneys for Plaintiff
11 FEDERAL TRADE COMMISSION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

13 | FEDERAL TRADE COMMISSION,

14 Plaintiff,

V.

16 AWS, LLC, a Nevada limited liability company;
17 ADAMS CONSULTING, LLC, a California limited
18 liability company; FBA DISTRIBUTORS, LLC, a
19 Massachusetts limited liability company; FBA
20 STORES, LLC, a Nevada limited liability company;
21 GLOBAL MARKETING SERVICES L.L.C., a
22 Nevada limited liability company; INFO PROS,
LLC, a Nevada limited liability company; INFO
SOLUTIONS, LLC, a Nevada limited liability
company; ONLINE AUCTION LEARNING
CENTER, INC., a Massachusetts corporation;
ONLINE AUCTION LEARNING CENTER, INC.,
a Nevada corporation; CHRISTOPHER F.
BOWSER; ADAM S. BOWSER; JODY L.
MARSHALL; and JEFFREY A. GOMEZ.

25 Defendants.

CASE NO. 2:18-cv-00442-JCM-PAL

**STIPULATION AND ORDER
EXTENDING THE DURATION OF
THE TEMPORARY
RESTRAINING ORDERS AND
SETTING PRELIMINARY
INJUNCTION HEARING AS TO
DEFENDANTS ADAMS
CONSULTING, LLC, GLOBAL
MARKETING SERVICES L.L.C.,
AND JEFFREY A. GOMEZ**

1 This matter comes before the Court upon the stipulation of all the parties, including
2 plaintiff Federal Trade Commission (“FTC”), and defendants AWS, LLC, Adams Consulting,
3 LLC, FBA Distributors, LLC, FBA Stores, LLC, Global Marketing Services L.L.C., Info Pros,
4 LLC, Info Solutions, LLC, Online Auction Learning Center, Inc. (Mass. Corp.), Online Auction
5 Learning Center, Inc. (Nev. Corp.), Christopher F. Bowser, Adam S. Bowser, Jody Marshall, and
6 Jeffrey A. Gomez (collectively “Defendants”), for: (i) further extension of the Temporary
7 Restraining Order issued at 1:30 p.m. on March 14, 2018 [ECF No. 29] (“Original TRO”)
8 against defendants AWS, LLC, FBA Distributors, LLC, FBA Stores, LLC, Info Pros, LLC, Info
9 Solutions, LLC,¹ Online Auction Learning Center, Inc. (Mass. Corp.), Online Auction Learning
10 Center, Inc. (Nev. Corp.), Christopher F. Bowser, Adam S. Bowser, and Jody Marshall
11 (collectively “Bowser Defendants”); (ii) extension of the Stipulated Temporary Restraining
12 Order issued on April 18, 2018 [ECF No. 57] (“Gomez Stipulated TRO”) against defendants
13 Adams Consulting, LLC, Global Marketing Services L.L.C., and Jeffrey A. Gomez (collectively
14 “Gomez Defendants”); (iii) vacating the evidentiary hearing on the FTC’s motion for preliminary
15 injunction as to the Bowser Defendants; and (iv) extending the briefing schedule and setting an
16 evidentiary hearing on the FTC’s motion for a preliminary injunction as to the Gomez
17 Defendants. The FTC and Defendants, each of which is represented by counsel for purposes of
18 this stipulation, **HEREBY STIPULATE TO THE FOLLOWING:**

19 1. The duration of the Original TRO [ECF No. 29] is extended and shall remain in
20 place by consent of the Bowser Defendants until the Court issues a ruling on the FTC’s request
21 for a preliminary injunction, or further order of the Court. Unless otherwise ordered, all

22 1¹ Info Solutions, LLC (“Info Solutions”) was not named in the original Complaint and was not explicitly referenced
23 in the Original TRO. However, the FTC contends that Info Solutions is covered by the Original TRO as a Corporate
Defendant in that it was an affiliate of the corporate defendants named in the original Complaint. Additionally, the
Receiver has designated Info Solutions a Receivership Entity under the Original TRO and, as such, its assets are
frozen and form part of the receivership estate.

1 provisions of the Original TRO shall remain in place during the extension, including the asset
2 freeze and appointment of the receiver Robb Evans & Associates LLC. Defendants specifically
3 reserve all rights and nothing herein shall be construed as an admission of any kind or impair
4 Defendants' right to assert any and all defenses they may have. The reason for the extension of
5 the Original TRO is to allow the FTC to review and, if appropriate, approve a stipulated final
6 order for permanent injunction and monetary relief as to the Bowser Defendants ("Bowser
7 Stipulated Final Order"). FTC counsel are submitting the Bowser Stipulated Final Order to the
8 FTC for review and approval, and are informed that the approval process could take up to eight
9 weeks. If the FTC approves the Bowser Stipulated Final Order, it will be filed for approval by
10 the Court. If approved by the FTC and the Court, the Bowser Stipulated Final Order will resolve
11 all disputes between the FTC and the Bowser Defendants.

12 2. The evidentiary hearing on Plaintiff Federal Trade Commission's motion for
13 preliminary injunction set for May 17, 2018 [ECF No. 60] is vacated and re-scheduled as set
14 forth below only as to the Gomez Defendants. All deadlines for motions, memoranda, proposed
15 orders, pleadings, responses or oppositions, and affidavits concerning the FTC's motion for
16 preliminary injunction as to the Bowser Defendants set forth in the Second Stipulation and Order
17 Extending the Duration of the Temporary Restraining and Postponing Preliminary Injunction
18 Hearing [ECF No. 49] are vacated until further order of the Court.

19 3. The duration of the Gomez Stipulated TRO [ECF No. 57] is extended and shall
20 remain in place by consent of the Gomez Defendants until the Court issues a ruling on the FTC's
21 request for a preliminary injunction as to the Gomez Defendants, or further order of the Court.
22 Unless otherwise ordered, all provisions of the Gomez Stipulated TRO shall remain in place
23 during the extension, including the asset freeze and appointment of the receiver Robb Evans &

1 Associates LLC. The Gomez Defendants specifically reserve all rights and nothing herein shall
2 be construed as an admission of any kind or impair Gomez Defendants' right to assert any and
3 all defenses they may have. The reason for the extension of the Gomez Stipulated TRO is to
4 allow the Gomez Defendants and the FTC additional time to conduct compromise negotiations,
5 and, if necessary, additional time to prepare for the preliminary injunction hearing on the FTC's
6 request for a preliminary injunction as to the Gomez Defendants.

7 4. All the deadlines for motions, memoranda, proposed orders, pleadings, responses
8 or oppositions, and affidavits concerning the FTC's request for preliminary injunction as to the
9 Gomez Defendants set forth in Gomez Stipulated TRO issued on April 18, 2018 [ECF No. 57]
10 are vacated and re-set as follows:

11 a. The FTC shall file with the Court, and serve on counsel for the Gomez
12 Defendants, its memorandum of law in support of its motion for preliminary injunction
13 and a proposed preliminary injunction order as to the Gomez Defendants no later than
14 **Friday, May 11, 2018.**

15 b. The Gomez Defendants shall file with the Court, and serve on
16 Commission counsel, any pleadings concerning preliminary injunction, including
17 responses or oppositions, affidavits, motions, expert reports or declarations, or legal
18 memoranda no later than **Friday, May 25, 2018.**

19 c. The FTC may file with the Court, and serve on counsel for the Gomez
20 Defendants, its reply no later than **Friday, June 1, 2018.**

21
22
23

5. The evidentiary hearing on Plaintiff Federal Trade Commission's motion for preliminary injunction as to the Gomez Defendants is set for **June 5, 2018 at 10:00 a.m.**, at the **United States Courthouse, 333 S. Las Vegas Blvd., Las Vegas, NV 89101** in Courtroom 6A.

IT IS SO ORDERED:

HONORABLE JAMES C. MAHAN
UNITED STATES DISTRICT JUDGE

DATED: April 27, 2018

IT IS SO STIPULATED:

/s/ Ronald D. Green

12 Ronald D. Green (NV Bar No. 7360)
LaTeigra C. Cahill (NV Bar No. 14352)
13 Randazza Legal Group, PLLC
4035 S. El Capitan Way
14 Las Vegas, NV 89147
Tel. (702) 420 2001
15 Email: rdg@randazza.com

16 Attorney for defendants AWS, LLC, FBA
17 Distributors, LLC, FBA Stores, LLC, Info
18 Pros, LLC, Info Solutions, LLC, Online
19 Auction Learning Center, Inc. (Mass.
Corp.), Online Auction Learning Center,
Inc. (Nev. Corp.), Christopher F. Bowser,
Adam S. Bowser, and Jody Marshall

/s/ Roberto Anguizola

21 Roberto Anguizola
Illinois Bar # 6270874
22 (Admitted pursuant to LR IA 11-3)
Tel. (202) 326-3284
23 Email: ranguizola@ftc.gov

James C. Bastian, Jr.
Shulman Hodges & Bastian LLP
100 Spectrum Center Drive, Suite 600
Irvine, CA 92618
Tel. (949) 340-3400
Email: jbastian@shbllp.com

Attorney for defendants Adams Consulting,
LLC, Global Marketing Services L.L.C, and
Jeffery A. Gomez

1 Miry Kim
2 Washington Bar # 31456
3 (Admitted pursuant to LR IA 11-3)
4 Tel. (202) 326-3622
5 Email: mkim@ftc.gov

6 Gregory J. Evans
7 DC Bar # 1033184
8 (Admitted pursuant to LR IA 11-3)
9 Tel. (202) 326-3425
10 Email: gevans2@ftc.gov

11 Federal Trade Commission
12 600 Pennsylvania Avenue, N.W.
13 Mail Drop CC-8528
14 Washington, D.C. 20580

15
16 **Attorneys for Plaintiff**
17 **FEDERAL TRADE COMMISSION**

18
19
20
21
22
23

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on April 26, 2018, I caused the foregoing document to be filed with
3 the Clerk of the Court via the Court's CM/ECF electronic filing system. Additionally, I served
4 all of the counsel and parties listed on the attached Service List by the methods indicated therein.

5 /s/ Roberto Anguizola

6 _____
7 Roberto Anguizola
8 Attorney for Plaintiff
9 FEDERAL TRADE COMMISSION

10
11
12
13
14
15
16
17
18
19
20
21
22
23

SERVICE LIST

Suzette Michele M. Moore
Shumaker
Bank of America Plaza, Suite 2800
101 East Kennedy Boulevard
Tampa, FL 33602
Tel. (813) 227-2272
Email: smoore@slk-law.com

Ronald D. Green (NV Bar No. 7360)
LaTeigra C. Cahill (NV Bar No. 14352)
Randazza Legal Group, PLLC
4035 S. El Capitan Way
Las Vegas, NV 89147
Tel. (702) 420 2001
Email: lcc@randazza.com,
rdg@randazza.com

Attorney for defendants AWS, LLC, FBA Distributors, LLC, FBA Stores, LLC, Info Pros, LLC, Online Auction Learning Center, Inc. (Mass. Corp.), Online Auction Learning Center, Inc. (Nev. Corp.), Christopher F. Bowser, Adam S. Bowser, and Jody Marshall

**Attorney for defendants AWS, LLC,
FBA Distributors, LLC, FBA Stores,
LLC, Info Pros, LLC, Online Auction
Learning Center, Inc. (Mass. Corp.),
Online Auction Learning Center, Inc.
(Nev. Corp.), Christopher F. Bowser,
Adam S. Bowser, and Jody Marshall**

Seeking admission Pro Hac Vice

Served via email

Brick Kane
President
Robb Evans & Associates LLC
11450 Sheldon Street
Sun Valley, California 91352-1121
Tel: (818) 768-8100
Fax: (818) 768-8802
Email: bkane@robbevans.com

Gary Owen Caris
Barnes & Thornburg LLP
2029 Century Park E., Suite 300
Los Angeles, California 90067-2904
Tel. (424) 363-2920
Email: gcaris@btlaw.com

Court Appointed Receiver

**Attorney for the Court Appointed
Receiver Robb Evans & Associates
LLC**

Served via email

Served via email

1 James C. Bastian, Jr.
2 Shulman Hodges & Bastian LLP
3 100 Spectrum Center Drive, Suite 600
4 Irvine, CA 92618
5 Tel. (949) 340-3400
6 Email: jbastian@shbllp.com

7
8
9
10
11
12
**Attorney for defendants Adams
13 Consulting, LLC, Global Marketing
14 Services L.L.C, and Jeffery A. Gomez**
15
16
17
18
19
20
21
22
23

Served via email